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MEDTRONIC, INC.
710 MEDTRONIC PARKWAY NE
MINNEAPOLIS MN 55432-9924

In re Application of :
HETTRICK, DOUGLAS A. , et al :
Application No. 10/760155 :
Filed: January 16, 2004 :
Attorney Docket No. P0011316.00 :

DECISION ON PETITION

This is a decision on the Petition to Withdraw Holding of Abandonment under 37 C.F.R 1.181(a), received in the United States Patent & Trademark Office (USPTO) on July 19, 2007.

The petition is **DISMISSED**. Any request for reconsideration of this decision, or as explained below, filing a petition seeking revival under 37 CFR § 1.137, must be filed within TWO (2) MONTHS from the mail date of this decision.

The above-identified application was held abandoned for applicant's failure to timely pay the issue fee, as required in the Notice of Allowance and Fee(s) Due mailed February 12, 2007. The Notice of Abandonment, mailed on June 08, 2007 indicates, applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailed date of the Notice of Allowance (PTOL-85).

The Petition to Withdraw Holding of Abandonment under 37 C.F.R 1.181(a), states that the issue fee was paid on July 3, 2007 which is beyond the 3 month period of February 12, 2007. In light of that your issue fee was in fact due May 14, 2007 and this application will remain abandoned.

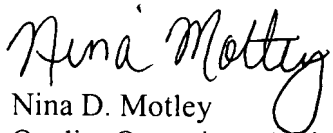
Applicant may seek relief by filing a petition for Revival of Abandoned Application under CFR § 1.137 (a) or (b). (Forms are available at USPTO website <http://www.uspto.gov>)

- ☐ Under 37 CFR 1.137(a), a petition for the revival of an *unavoidable* abandoned application
- ☐ Under 37 CFR 1.137(b), a petition for the revival of an *unintentionally* abandoned application

Further inquiries with respect to filing a petition under 37 CFR § 1.137 may be directed to the Office of Petitions at 571-272-3282 or addressed as follows:

By mail: Mail Stop Petitions
 Commissioner for Patents
 Office of Petitions
 P O Box 1450
 Alexandria, VA 22313-1450

Telephone inquiries concerning this decision matter may be directed to the undersigned at 703 308-9250 Ext. 163.


Nina D. Motley
Quality Operations Assistant
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